



IOWA LEGISLATIVE INTERIM CALENDAR AND BRIEFING

Legislative Services Agency

July 21, 2006

2006 Interim No. 5

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July

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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August

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27	28	29	30			

Monday, July 24 and Tuesday, July 25, 2006-CANCELED
Government Oversight Committee

Monday, July 31 and Tuesday, August 1, 2006-TENTATIVE

Government Oversight Committee

Monday at 11:00 a.m. and Tuesday at 9:00 a.m.; Room 102—Supreme Court Consultation Room, Statehouse

Tuesday, August 8, 2006

Administrative Rules Review Committee

9:00 a.m., Room 22, Statehouse

Monday, August 14 and Tuesday, August 15, 2006

Government Oversight Committee

Monday at 11:00 a.m. and Tuesday at 9:00 a.m.; Room 102—Supreme Court Consultation Room, Statehouse

Thursday, August 17, 2006-TENTATIVE

Capital Projects Committee of the Legislative Council

9:00 a.m., Room 22, Statehouse

Wednesday, September 13, 2006

Fiscal Committee of the Legislative Council

10:00 a.m., Room 22, Statehouse

Iowa Legislative Interim Calendar and Briefing is published by the Legislative Services Agency (LSA). For additional information, contact: LSA at (515) 281-3566.

DISTRIBUTION OF CALENDAR

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AGENDAS

INFORMATION REGARDING SCHEDULED MEETINGS

Government Oversight Committee—CANCELED

Co-chairperson: Senator Thomas Courtney

Co-chairperson: Senator Ron Wieck

Co-chairperson: Representative Dwayne Alons

Location: Room 102, Statehouse

Dates & Times: Monday, July 24, 2006, at 11:00 a.m.; and Tuesday, July 25, 2006, at 9:00 a.m.

Legislative Services Agency Contacts: Rick Nelson, Legal Services, (515) 242-5822; Doug Wulf, Fiscal Services, (515) 281-3250; Sam Leto, Fiscal Services, (515) 281-6764

Agenda: To be announced.

Internet Page: <http://www3.legis.state.ia.us/ga/committee.do?id=41>

Government Oversight Committee—TENTATIVE

Co-chairperson: Senator Thomas Courtney

Co-chairperson: Senator Ron Wieck

Co-chairperson: Representative Dwayne Alons

Location: Room 102, Statehouse

Dates & Times: Monday, July 31, 2006, at 11:00 a.m.; and Tuesday, August 1, 2006, at 9:00 a.m.

Legislative Services Agency Contacts: Rick Nelson, Legal Services, (515) 242-5822; Doug Wulf, Fiscal Services, (515) 281-3250; Sam Leto, Fiscal Services, (515) 281-6764

Agenda: To be announced.

Internet Page: <http://www3.legis.state.ia.us/ga/committee.do?id=41>

Administrative Rules Review Committee

Chairperson: Representative George Eichhorn

Vice Chairperson: Senator Jack Kibbie

Location: Room 22, Statehouse

Date & Time: Tuesday, August 8, 2006, at 9:00 a.m.

Contact Person: Joe Royce, Legal Counsel, Administrative Rules (515) 281-3084

Agenda: Published in the Iowa Administrative Bulletin <http://www.legis.state.ia.us/Rules/Current/Bulletin/>.

Government Oversight Committee

Co-chairperson: Senator Thomas Courtney

Co-chairperson: Senator Ron Wieck

Co-chairperson: Representative Dwayne Alons

Location: Room 102, Statehouse

Dates & Times: Monday, August 14, 2006, at 11:00 a.m.; and Tuesday, August 15, 2006, at 9:00 a.m.

Legislative Services Agency Contacts: Rick Nelson, Legal Services, (515) 242-5822; Doug Wulf, Fiscal Services, (515) 281-3250; Sam Leto, Fiscal Services, (515) 281-6764

Agenda: To be announced.

Internet Page: <http://www3.legis.state.ia.us/ga/committee.do?id=41>

Capital Projects Committee of the Legislative Council—TENTATIVE

Chairperson: Senator Thomas Courtney

Vice chairperson: Representative Libby Jacobs

Location: Room 22, Statehouse

Date & Time: Thursday, August 17, 2006, at 9:00 a.m.

Legislative Services Agency Contacts: Dennis Prouty, (515) 281-3566; Rachele Hjelmaas, Legal Services, (515) 281-8127; Mike Goedert, Legal Services, (515) 281-3922; Dave Reynolds, Fiscal Services, (515) 281-6934

Agenda: To be announced.

Internet Page: <http://www.legis.state.ia.us/asp/Committees/Committee.aspx?id=45>



BRIEFINGS

INFORMATION REGARDING RECENT ACTIVITIES

ADMINISTRATIVE RULES REVIEW COMMITTEE

July 11, 2006

Chairperson: Representative George Eichhorn

Vice Chairperson: Senator Jack Kibbie

ECONOMIC DEVELOPMENT DEPARTMENT, Renewable fuel infrastructure board, 06/21/06 IAB, ARC 5160B, EMERGENCY.

Background. 2006 Iowa Acts, House File 2754, Division III, creates the Renewable Fuel Infrastructure Program and section 29 of the Act creates an 11-member Renewable Fuel Infrastructure Board; the board is responsible for providing financial incentives for gas stations to install the necessary tanks and equipment to store and dispense E-85 gasoline or biodiesel.

Commentary. Department representatives explained the unusual circumstance where board rules were put in place before the board itself was even appointed. Section 34 of the Act mandates that the Department of Economic Development adopt emergency rules to begin this program, with an effective date no later than June 1, 2006. Committee members had no questions concerning the rules themselves, but there was discussion concerning the statutory provisions relating to the makeup of the board itself. Some members expressed concern that E-85 gasoline or biodiesel users are not adequately represented on the board. Department representatives responded that House File 2754 specifically enumerated the groups represented on the board. Committee members also noted that the board contains no ex officio, nonvoting legislative members. Members felt that the development and promotion of an infrastructure for E-85 is so important that some legislative representation on the board is important.

Action. The Committee voted two actions: first, to send an informal letter to the board encouraging the board to involve E-85 gasoline or biodiesel users in the policy development process. Second, the Committee voted to refer both the statute and the rule to the General Assembly, with the recommendation that the Legislature consider adding nonvoting legislative members to the board. This action will be further considered in August.

EDUCATIONAL BOARD OF EXAMINERS, Statement of professional recognition, 06/07/06 IAB, ARC 5157B, NOTICE.

Background. Iowa school districts may employ registered nurses to provide nursing services in the school setting. A school nurse endorsement is available for nurses who hold a baccalaureate degree, a license from the nursing board, and complete the education core curriculum. The board proposes a new category: a statement of professional recognition.

Commentary. This proposed category is actually being resurrected from earlier rules; it had been rescinded a number of years ago. The statement is basically a practice authorization, and requires only that the applicant be licensed as a registered nurse. Board representatives stated that the proposal came at the request of the Association of School Nurses. A representative of that association noted that the initial request would have provided this formal recognition for a baccalaureate degree nurse only in order to provide a credential which would allow for greater compensation in recognition of the nurse's higher education. Board representatives responded that it was not within their authority to differentiate the credential based on education, when the criteria for licensure did not require a baccalaureate degree and all applicants must pass the same examination.

There was a general discussion concerning the various educational levels of nursing education and nursing specialties.

Action. No action taken.

ENVIRONMENTAL PROTECTION COMMISSION, Clean Air Interstate Rule (CAIR), 06/07/06 IAB, ARC 5139B, ADOPTED.

Background. Over the next 10 years the "Clean Air Interstate Rule" (CAIR), issued by the federal EPA, will require large reductions of sulphur dioxide (SO₂) and nitrogen oxide (N₂O) emissions in 28 states, including Iowa.

Commentary. These rules implement a "cap and trade" approach to the reduction of these emissions. The federal EPA allocates emission "allowances" for SO₂ and N₂O and Iowa will allocate those allowances to those emission sources (29 electric utilities). The allowances can be traded like a commodity; thus an emission source could opt to install pollution control devices or could buy allowances from other sources that did not need the full allotment. The

(Administrative Rules Review Committee continued from Page 3)

cap and trade approach is estimated to cost some \$140 million annually. The concept is currently used for the acid rain program. To ensure compliance, automatic and punitive penalties on sources that do not hold the required number of allowances are imposed at the end of each year. Committee members agreed that the cap and trade approach is an effective mechanism for implementing this program.

Action. No action taken.

NATURAL RESOURCE COMMISSION, Otter season, 06/07/06 IAB, ARC 5144B, ADOPTED.



BRIEFINGS

INFORMATION REGARDING RECENT ACTIVITIES

Background. Under the previous rules there was a continuously closed season on the taking of otters. The Commission now implements a trapping season allowing the taking of two otters per trapper, with a 400-otter statewide limit.

Commentary. The Commission estimates that there are some 7,000 otters scattered throughout the state, with a growth rate of 16 percent. There has been both support and opposition to this rule change. Opponents contended that the studies were not scientific and that is unreasonable to have an otter season. DNR representatives stated that public comment generally supported a trapping season.

Action. No action taken.

PHARMACY BOARD, Collaborative drug therapy management, 06/07/06 IAB, ARC 5151B, ADOPTED.

Background. This new program allows a supervising physician to delegate, with the consent of the patient, aspects of drug therapy management to an authorized pharmacist pursuant to a detailed written protocol with that pharmacist. These rules will be complemented by a similar set promulgated by the Board of Medical Examiners; a notice was published in May 2006.

Commentary. Commenters generally voiced support for this program; however, it was noted that in other states this program was created by statute, not rule. One commenter stated that while there may be adequate legal authority for the program, its legitimacy would be increased by a specific statute. It was noted that collaborative drug therapy management had already been practiced in hospitals, but is a new concept in a community setting.

One specific issue was discussed—allowing the pharmacist to obtain or to conduct specific laboratory tests. Commenters expressed some concern over the delegation of this authority, but expressed hope that further discussion would resolve the issue.

Action. Committee members did not want to delay the implementation of this program but felt that the issue of statutory authority for this program should be addressed by the Legislature and voted a general referral of that issue.

Next Meeting. The next Committee meeting will be held on Tuesday, August 8, 2006, at 9:00 a.m. in the Statehouse, room 22.

LSA Staff: Kathie West, Administrative Code Editor, (515) 281-3355

Contact Persons: Joe Royce, LSA Counsel, (515) 281-3084; Emily Gardyasz, LSA Counsel, (515) 281-4800

Overview. This listing of documents filed with the General Assembly is compiled by the Legislative Services Agency Library staff. Each document is posted on the General Assembly Internet site and may be accessed under “Publications - LSA Library” at the following link:

http://staffweb.legis.state.ia.us/scripts/lisa/docmgr/doc_mgr/www.dll/ShowByDepartment?idt=false&type=df

Otherwise, copies of a document may be obtained from the agency listed. Assistance in accessing a document can be obtained from Jonetta Douglas, Legislative Librarian, email: jonetta.douglas@legis.state.ia.us - telephone (515) 281-3312.

Department of Administrative Services

- 2006 Technology Governance Board Annual Report. Iowa Code § 8A.204(3)(a). Received 1/10/06.
- Comprehensive Annual Financial Report FY 2005. Iowa Code § 8A.502(8). Received 1/10/06.
- E-Commerce Study Report. 2005 Iowa Acts ch 52 § 9. Received 1/23/2006.
- 2005 Recycled Products Report. Iowa Code § 8A.315. Received 2/1/06.
- IOWAccess Revolving Fund 2004-2005 Annual Report. Iowa Code § 8A.224. Received 2/1/06.

Auditor of State

- Report on Driver's License Issuance Costs. Iowa Code § 321M.9. Received 1/6/06.



DOCUMENTS FILED WITH THE GENERAL ASSEMBLY

JANUARY—JUNE 2006

Department of Commerce

- Utilities Board Annual Report of the Customer Contribution Fund. Iowa Code § 476.66(6). Received 1/10/06.
- Second Statewide Telecommunications Competition Survey for Retail Local Voice Services in Iowa. Received 3/15/06.

Department of Corrections

- Sex Offender Electronic Monitoring System Report. 2006 Iowa Acts ch 174 § 8. Received 1/8/06.

Governor's Office of Drug Control Policy

- FY05 ICN Savings Report. Iowa Code § 8D.10. Received 1/10/06.

Department of Economic Development

- Report on Activities of the Community College Job Retention Program. Iowa Code § 15.343(3)(a). Received 1/12/06.
- Report on Provision of Regulatory Assistance by State Agencies. Iowa Code § 15E.19. Received 1/13/06.
- 2005 Endow Iowa Report. 2006 Iowa Acts ch 150. Received 1/30/06.
- 2nd Quarter FY06 Report of the Iowa Commission on Volunteer Service. Iowa Code § 15H.2. Received 1/30/06.
- Report on Women Owned Businesses. Iowa Code § 15.104(10). Received 2/6/06.
- 2005 Annual Report of the Iowa Capital Investment Board. Iowa Code § 8E.210(1). Received 2/10/06.
- Iowa Capital Investment Corporation Report to the Governor. Iowa Code § 15E.46. Received 2/14/06.
- 3rd Quarter FY06 Report of the Iowa Commission on Volunteer Service. Iowa Code § 15H.2. Received 4/28/06.

Department of Education

- Institute for Tomorrow's Workforce Annual Report. Iowa Code § 7K.1(6). Received 1/11/06.
- Institute for Tomorrow's Workforce Six Month Audit. Iowa Code § 7K.1(6). Received 1/11/06.
- 2006 Annual Report on Student Achievement and Accountability. Iowa Code § 284.12(1)(a). Received 1/27/06.

Department of Elder Affairs

- Office of the State Long-Term Care Ombudsman Annual Report 2005. Iowa Code § 231.42(7). Received 1/17/06.

Ethics and Campaign Disclosure Board

- Gifts, Bequests and Grants Summary Report and Amendment. Iowa Code § 8.7. Received 1/31/06.

Department of Human Rights

- Division of Criminal and Juvenile Justice Planning Report of the Sex Offender Treatment & Supervision Task Force. 2006 Iowa Acts ch 158 § 52.1. Received 1/13/06.
- Commission on the Status of Women Annual Report 2005. Iowa Code § 216A.60. Received 1/30/06.
- Criminal and Juvenile Justice Plan 2006 Update. Iowa Code § 216A.135. Received 2/1/06.
- JJDP Act Formula Grant Application and Three-Year Plan. Federal JJDP Act § 223(a)(3)(D)(ii). Received 6/14/06, in compliance with Federal Juvenile Justice Delinquency Prevention Act.

Department of Human Services

- MH/MR/DD/BI Commission 2005 Annual Report. Iowa Code § 225C.6(1)(h). Received 1/17/06.
- MH/MR/DD/BI Commission System Redesign Progress Report. Iowa Code § 225C.6A. Received 1/17/06.
- 2005 Annual Report of the Healthy and Well Kids in Iowa Board. Iowa Code § 514I.5(7)(g). Received 2/15/06.
- Executive Summary of HF 841 Final Report. 2006 Iowa Acts ch 167 § 14.4. Received 4/5/06.

Iowa Telecommunication & Technology Commission

- Five-Year Financial Plan for the ICN 2006. Iowa Code § 8D.3(3)(f). Received 1/12/06.
- ICN Annual Report FY 2005. Iowa Code § 8E.210(1). Received 1/17/06.

Iowa Public Employees Retirement System

- IHA Report on IPERS Shortened Retirement Waiting Period for Licensed Health Care Workers. 2004 Iowa Acts ch 1103 § 62. Received 1/17/06.

Judicial Branch

- Semiannual Report of Fines, Surcharges and Court Costs Collected Using the Iowa Court Information System (ICIS). 2006 Iowa Acts ch 171 § 1(8). Received 1/19/06.
- Enhanced Court Collections Fund and the Court Technology Fund. 2006 Iowa Acts ch 171 § 9. Received 1/31/06.



DOCUMENTS FILED WITH THE GENERAL ASSEMBLY

JANUARY—JUNE 2006

Legislative Services Agency

- Final Report of the Motor Vehicle Fuel Study Committee. Legislative Council. Received 1/18/06.
- Final Report of the Targeted Jobs Withholding Tax Credit Study Committee. Legislative Council. Received 1/18/06.
- Government Oversight Committee Activities During the 2005 Legislative Interim. Iowa Code § 2.45(5). Received 1/24/06.
- Final Report of the Judicial District and Judicial Resources Study Committee. Legislative Council. Received 2/21/06.
- Final Report of the New Iowans Study Committee. Legislative Council. Received 2/21/06.
- Final Report of the Nursing in Hospitals Study Committee. Legislative Council. Received 3/14/06.
- Final Report of the Sexual and Other Criminal Penalties and Sentencing Practices Study Committee. Legislative Council. Received 3/14/06.
- Final Report of the Genetically Modified Organisms (GMOs) Study Committee. Legislative Council. Received 3/15/06.

Department of Management

- Accountable Government Act Implementation and Evaluation Report. Iowa Code § 8E.105. Received 1/31/06.
- Standing Appropriations Report. Iowa Code § 8.6(2). Received 2/3/06.

Department of Natural Resources

- 2006 Household Hazardous Materials Program. Iowa Code § 455F.8. Received 1/6/06.
- Report on Land Application and Treatment of Septic Tank Waste. 2006 Iowa Acts ch 153 § 4. Received 1/20/06.
- Final Lake Restoration Report and Plan 2006. Iowa Code § 8E.210 (1). Received 4/6/06.

Board of Parole

- ICN Annual Savings Report FY 2005. Iowa Code § 8D.10. Received 1/18/06.

Department of Public Health

- 2005 Annual Report. Iowa Code § 135.11(18). Received 1/9/06.
- Anatomical Gifts Annual Donation and Compliance Report for 2005. Iowa Code § 142C.17. Received 1/9/06.
- Annual Report on Access to Obstetrical Care 2005. Iowa Code § 135.11(19). Received 1/9/06.
- Report on Nursing, Medical, Dental and Pharmacy Boards Sharing of Administrative Staff. Iowa Code § 147.80. Received 1/9/06.
- Child Death Review Team Report 2005. Iowa Code § 135.43. Received 1/12/06.
- 2005 ICN Utilization Report. Iowa Code § 8D.10. Received 4/5/06.
- 2005 Tobacco Use Prevention and Control Progress Report. Iowa Code § 142A.4(12). Received 4/5/06.
- Substance Abuse Treatment Programs Success Rates Report 2005. 2006 Iowa Acts ch 176 § 1.2(c)(6). Received 4/5/06.

Board of Regents—College Student Aid

- ICN Related Costs Savings. Iowa Code § 8D.10. Received 1/9/06.
- Higher Education Loan Authority 2005 Annual Report. Iowa Code § 261A.21. Received 1/19/06.
- Iowa Energy Center 2005 Annual Report. Iowa Code § 8E.210 (1). Received 1/23/06.
- 2005 Affirmative Action Reports. Iowa Code § 19B.5(3). Received 1/31/06.
- Annual Report of the Beginning Farmer Center. Iowa Code § 266.39E. Received 2/9/06.

Department of Revenue

- Tax Gap Compliance Project Revenue and Expenditure Report FY05. Iowa Code § 421.17(23). Received 2/6/06.
- State Industrial Processing Exemption Study Committee 2005 Annual Report. 2006 Iowa Acts ch 77 § 1(5). Received 4/6/06.
- Iowa Streamlined Sales Tax Advisory Council 2005 Report. 2003 Iowa Acts, 1st Ex, ch 2 § 204. Received 4/17/06.

Statewide Fire and Police Retirement System Board of Trustees

- Municipal Fire and Police Retirement System Annual Report FY05. Iowa Code § 411.5. Received 1/5/06.

Department of Transportation

- Motor Vehicle Division Building Project Progress Report 2nd-Quarter FY06. 2006 Iowa Acts ch 163 § 1. Received 1/3/06.
- Office of Contracts Letting Summary July 2004-June 2005. Iowa Code § 307.12(14). Received 1/3/06.
- Biodiesel Fuel Revolving Fund Report FY05. Iowa Code § 307.20. Received 1/17/06.
- ICN Savings Report 2005. Iowa Code § 8D.10. Received 1/18/06.



DOCUMENTS FILED WITH THE GENERAL ASSEMBLY

JANUARY—JUNE 2006

- Midwest Regional Rail Initiative Status Report. Iowa Code § 327J.3. Received 1/19/06.
- Iowa County Engineers Association Service Bureau Annual Report of Activities 2005. Iowa Code § 312.3B. Received 1/26/06.
- Motor Vehicle Division Building Project Progress Report 3rd-Quarter FY06. 2006 Iowa Acts ch 163 § 1. Received 4/5/06.

Department of Workforce Development

- Labor Market Quarterly & Labor Market Review. Received 1/25/06.
- 2005 Annual Report. Iowa Code § 7E.3. Received 2/1/06.
- 2005 Annual Report ICN Usage and Savings. Iowa Code § 8D.10. Received 2/6/06.
- 2005 Status Report of the Iowa Unemployment Compensation Trust Fund. Iowa Code § 96.35. Received 4/7/06.



2006 INTERIM STUDY COMMITTEES MEMBERSHIP

This listing provides the charges, membership appointments, and meeting day authority for 2006 legislative interim studies as authorized by the Legislative Council and appointed by legislative leadership and provides this information for Legislative Council committees and permanent legislative committees with business for the 2006 legislative interim. Members listed as a Co-chair were designated as the lead member for their caucus. Committees generally elect permanent chairpersons at the initial meeting.

1. Mental Health, Mental Retardation, Developmental Disabilities, and Brain Injury Services Funding. Review formulas used for distribution of state funding for mental health, mental retardation, developmental disabilities, and brain injury (MH/MR/DD/BI) services in the state, including examination of the public sources of the funding and programming for the services and input from counties, advocates for persons with disabilities, and other interested persons.

SENATE (6)

Ragan, Co-chair
Seymour, Co-chair
Bolkcom
Hatch
Johnson
Tinsman

HOUSE (5)

Heaton, Co-chair
Carroll
Foege
Heddens
Upmeyer

4 Ex officio, nonvoting members:

- 2 representing Iowa State Association of Counties
- 1 representing Department of Human Services
- 1 representing MH/MR/DD/BI Commission
- 2 Meeting Days

2. Emergency Services. Study the governance, structure, and funding of the state's emergency services and available training for emergency services providers and receive input from the Department of Public Defense's Division of Homeland Security and Emergency Management; Departments of Human Services, Public Health, and Public Safety, including the State Fire Marshal; and representatives of emergency services providers, including the Iowa Firemen's Association, Iowa Fire Chiefs Association, Iowa Association of Professional Fire Chiefs, Iowa Professional Fire Fighters, Iowa Emergency Medical Services Association, and emergency room physicians.

SENATE (4)

Hancock, Co-chair
Ward, Co-chair
Danielson
Mulder

HOUSE (5)

Upmeyer, Co-chair
Huser
Thomas
Tjepkes
Wise

2 Meeting Days

3. Low-Income Home Energy Assistance Program (LIHEAP) and Weatherization Program. Review issues involving the Low-Income Home Energy Assistance Program (LIHEAP) and Weatherization Program including financial assistance, the application and intake processes, the community action agencies' assessment and resolution proposal, and whether to involve the Department of Human Services in the administration of the programs to enable low-income persons to access additional assistance programs through a single location.

SENATE (4)

Boettger, Co-chair
Hatch, Co-chair
Angelo
Stewart

HOUSE (5)

Freeman, Co-chair
Schueller
Tomenga
Watts
Whitaker

2 Meeting Days

4. Continuity of Government Planning. Examine issues relating to the continued functioning of state government following a disaster, including gubernatorial succession, replacement of constitutional officers and department heads, legislative elections to fill vacancies, and continued funding of state government if the General Assembly is unable to meet and pass a budget.



2006 INTERIM STUDY COMMITTEES MEMBERSHIP

SENATE (4)

Kibbie, Co-chair
McKibben, Co-chair
McKinley
Warnstadt

HOUSE (5)

Tymeson, Co-chair
Bell
Boal
Gaskill
Roberts

2 Meeting Days

5. Meskwaki Tribal Court. Continue work to determine the proper manner for the Iowa Court System to recognize civil judgments, decrees, and orders issued by the Meskwaki Tribal Court.

SENATE (4)

Kreiman, Co-chair
Miller, Co-chair
Black
Zaun

HOUSE (5)

Paulsen, Co-chair
Horbach
McCarthy
Swaim
J.R. Van Fossen

2 Meeting Days



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